

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

TECHNICAL EDUCATION – Approval of All India Council for Technical Education for granting the additional course of MBA in Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District – Orders of Hon'ble High Court in WP No.19403 of 2008 filed by the Correspondent, Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District – Request for grant of additional course of MBA– Rejected – Orders – Issued.

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**HIGHER EDUCATION (EC.1) DEPARTMENT**

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**G.O.Rt.No.955**

**Dated: 25.09.2008.**

**Read the following:-**

- 1) From the Secretary, APSCHE Lr.No.APSCHE/Secy/CETs/Aug, Dt.19.8.2008.
- 2) Notification of the Convener ICET-2008
- 3) AICTE Lr. F.No.AP-002/MCA/2007-08, dt.27.08.2008.
- 4) From the Chairman, Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District representation. Dt.1.9.2008.
- 5) Interim order of High Court of Andhra Pradesh dt.6.9.2008 in WP No.19403 of 2008.
- 6) From the CTE,AP, Hyderabad Lr.No.E2/4499(Court Cases)/2008, dt.12.9.2008

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**ORDER:**

In his letter 1<sup>st</sup> read above, the Secretary, A.P. State Council of Higher Education, Hyderabad has requested to consider granting of permission to the MBA & MCA colleges till 24<sup>th</sup> August 2008 only. The Convener, ICET-2008, in his notification 2<sup>nd</sup> read above has stated that the ICET Web counseling programme for the candidates who were already admitted in the MBA/MCA colleges to colleges will be allowed from 26<sup>th</sup> to 30<sup>th</sup> August, 2008 and that the Class work of MBA/MCA courses commences from 1<sup>st</sup> September 2008.

2. The All India Council for Technical Education in their letter 3<sup>rd</sup> read above, conveyed the approval to Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District for additional course of MBA in the existing MCA College with an intake of 60 seats for the academic year 2008-09, subject to the condition of getting affiliation from respective University and fulfilling State Government requirements of admission.

3. The Commissioner of Technical Education, Andhra Pradesh, Hyderabad, in his letter 6<sup>th</sup> read above, has forwarded the approval of AICTE in respect of the Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District and the same was received by the Government on 15.9.2008.

4. In the meanwhile the Management of Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District has approached the Hon'ble High Court and the Hon'ble High Court in their interim orders 5<sup>th</sup> read above, directed as follows:-

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"Learned Counsel appearing for the petitioner submits that the petitioner submits that the petitioner made a representation on 1.9.2008 enclosing the revised order issued by the All India Council for Technical Education. Therefore, necessary direction is required to be given to the respondents to consider the representation of the petitioner and pass appropriate orders."

5. In pursuance of A.P.High Court orders, the matter has been examined carefully by the Government. However, as stated above, the Secretary, A.P. State Council of Higher Education, Hyderabad has intimated to consider granting of permission to the MBA & MCA colleges till 24<sup>th</sup> August 2008 as ICET-2008 Web counseling programme for admission of candidates in to the MBA/MCA colleges was scheduled from 26<sup>th</sup> to 30<sup>th</sup> August, 2008 and as the Class work of MBA/MCA courses was scheduled to commence from 1<sup>st</sup> September 2008. In fact the entire process of ICET counseling was completed on 17.09.2008 and the left over seats have been handed over to the respective colleges for spot admissions as per Rule – 6(ii) (b) (10) of A.P. Regulation of Professional courses through the Andhra Pradesh regulation of Admissions into MBA/MCA professional courses through Common Entrance Test Rules, 2006. Hence, there is no scope for repeating the counseling for the MBA/MCA courses starting from rank 1 onwards, which is mandatory in order to satisfy the criteria of merit and transparency in the admission process, as stipulated by the Hon'ble Supreme Court of India in P.A. Inamdar Vs. State of Karnataka. In view of this it would not be appropriate to accord permissions either for new colleges or for additional courses/seats in the MBA/MCA Colleges.

6. In the circumstances stated above, the Government, having considered the matter carefully, have decided to reject the request of the Chairman, Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District to grant the additional course of MBA in the existing MCA College with an intake of 60 seats for the academic year 2008-09

7. The Commissioner of Technical Education, Andhra Pradesh, Hyderabad shall take necessary further action in the matter.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**ASUTHOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT.**

To

The Commissioner of Technical Education, Andhra Pradesh, Hyderabad.

The Principal/ Correspondent, Dr.K.V.Subba Reddy Institute of MCA, Kallur Mandal, Kurnool District

The Government Pleader for Higher Education, A.P.High Court, Hyderabad

The Secretary, A.P. State Council of Higher Education, Hyderabad.

The Convener, ICET-2008, OU Campus, Hyderabad.

The Adviser, All India Council for Technical Education,

7<sup>th</sup> Floor, Chanderlok Building, Janpath, New Delhi – 110 001.

Copy to:

The P.S. to Hon'ble Minister (Technical Education)

The P.S. to Pr. Secy. (Higher Education).

SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER.